

EXHIBIT 48

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
ALEXANDRIA DIVISION

-----x
COALITION FOR TJ, :
Plaintiff, :
v. : Civil Action No.:
FAIRFAX COUNTY SCHOOL : 1:21-cv-00296-CMH-JFA
BOARD, :
Defendant. :

-----x
Deposition of Coalition for TJ
By and through its Designee
GLENN MILLER
McLean, Virginia
Monday, October 18, 2021
2:18 p.m.

Job No.: 404859

Pages: 1 - 137

Reported by: Judith E. Bellinger, RPR, CRR

Transcript of Glenn Miller, Designee
Conducted on October 18, 2021

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1 Deposition of GLENN MILLER, held at the
2 offices of:

3

4 HUNTON ANDREWS KURTH LLP

5 8405 Greensboro Drive

6 Suite 140

7 McLean, VA 22102

8 703.714.7400

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14 Pursuant to notice, before Judith E.
15 Bellinger, Registered Professional Reporter,
16 Certified Realtime Reporter, and Notary Public in
17 and for the Commonwealth of Virginia.

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A P P E A R A N C E S

ON BEHALF OF THE PLAINTIFF:

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ON BEHALF OF THE DEFENDANT:

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2 EXAMINATION OF GLENN MILLER PAGE

3 By Ms. Rewari 6

4 By Mr. Roper 131

5 E X H I B I T S

6 (Attached to the transcript)

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9 Public Schools Lottery Plan for

10 Thomas Jefferson High School For

11 Science and Technology

12 Exhibit 13 Email from Helen Miller to various 68

13 recipients, September 29, 2020

14 Exhibit 14 Coalition for TJ "Second-Look 77

15 Semifinalist" Alternative to Merit

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18 Program

19 Exhibit 16 Email from Helen Miller to various 104

20 recipients, October 3, 2020

21 Exhibit 17 November 17, 2020 Coalition for TJ 108

22 press release

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1 E X H I B I T S C O N T I N U E D

2 Previously Marked:

3 Coalition Exhibit:

4 Exhibit 1 Defendant's Notice of Deposition of 10
5 Plaintiff

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1 Q When did the coalition decide to file
2 the lawsuit in federal court?

3 A It was an iterative process, but over a
4 series of weeks there were discussions, but --

5 MR. ROPER: And I direct the witness to
6 not disclose the content of any discussions with
7 counsel for the coalition.

8 A My recollection is late last year,
9 there was discussion amongst the core members as
10 to -- as to the -- as to whether to file the
11 lawsuit, and it was agreed that if -- it was
12 agreed that if the lawsuit was taken up by Pacific
13 Legal, that we would agree to proceed.

14 Q Was there an event that led to the
15 decision to file the lawsuit on the coalition's
16 side?

17 A I don't understand the question.

18 Q Well. Was the decision to file the
19 lawsuit made before or after the December 17th
20 vote of the school board?

21 A After.

22 Q How long after?

1 schools in the southern part of the county, of
2 Fairfax County in particular, where the percentage
3 of African-American is higher than the average of
4 the county.

5 Q So when you say "southern part," how
6 does that compare to the distribution of Asians,
7 if you know, that's shown on this chart?

8 A The Asian-American population is very
9 much centered around a couple of three middle
10 schools: Rachel Carson, Cooper, and Longfellow,
11 and particularly Rachel Carson. And one of the
12 things we noted, at least in one of the
13 iterations, is that the county grouped Cooper,
14 which is one of the highest Asian-American
15 populations, with Rachel Carson, who was all the
16 way on the other side of the county, and they put
17 them two together and they just -- those happened
18 to be two of the schools with the highest Asian
19 population.

20 Q When you say "grouped together," you're
21 talking about the regions of Fairfax County?

22 A Yeah, educational regions. Which is

1 not, you know, it's not necessarily the most
2 optimal system.

3 Q So it was the only formal proposal that
4 was written up and given to the board, but was it
5 intended to be the coalition's position on how
6 TJ's admissions should be done?

7 MS. REWARI: Objection. Leading.

8 A It was a -- it was a compromised
9 proposal to deal with the current situation. It
10 was not our optimal position. Our optimal
11 position was some variation of what was originally
12 in place, with the standardized test.

13 Q And so does the coalition believe that
14 the second-look proposal was preferable to keeping
15 the preexisting admission system?

16 A No.

17 Q Is it the coalition's responsibility to
18 come up with an admissions system for TJ?

19 MS. REWARI: Objection. Calls for a
20 legal conclusion.

21 A No. It's -- that's up to the county
22 and it's up to the judge.

1 Q And is it the coalition's
2 responsibility to make sure that the TJ admissions
3 system complies with the Constitution?

4 A Ask that question again.

5 Q Is it the coalition's responsibility to
6 implement an admissions system that complies with
7 the Constitution?

8 A It's the coalition's mission to --

9 Q If I said mission, I meant to say
10 responsibility.

11 Whose responsibility is it to make sure
12 that the TJ admissions --

13 A Well, we take it upon ourselves as a
14 responsibility to ask the Court to implement a
15 constitutional admissions system.

16 Q That's a helpful clarification.

17 But outside of the litigation, it is --
18 is it the coalition's responsibility to come up
19 with a constitutional admissions system?

20 A No.

21 Q Or is that the board's responsibility?

22 A It's the board's responsibility. It's

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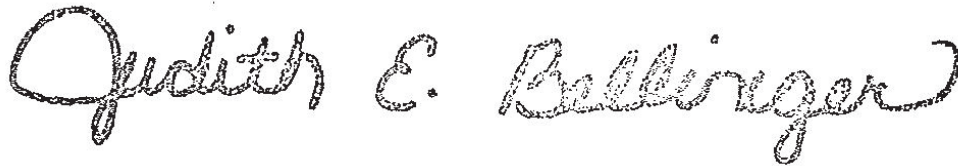
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CERTIFICATE OF REPORTER - NOTARY PUBLIC

I, JUDITH E. BELLINGER, RPR, CRR, the
officer before whom the foregoing deposition was
taken, do hereby certify that the foregoing
transcript is a true and correct record of the
testimony given; that said testimony was taken by
me and thereafter reduced to typewriting under my
direction; that reading and signing was not
requested; and that I am neither counsel for,
related to, nor employed by any of the parties to
this case and have no interest, financial or
otherwise, in its outcome.

IN WITNESS WHEREOF, I have hereunto set
my hand and affixed my notarial seal this 5th day
of November, 2021.

My Commission Expires: September 30, 2024

A handwritten signature in cursive script that reads "Judith E. Bellinger". The signature is written in dark ink and is positioned above the notary public text.

NOTARY PUBLIC IN AND FOR
THE COMMONWEALTH OF VIRGINIA

No. 404859

Re: Deposition of **Glenn Miller, Designee**

Date: 10/18/2021

Case: Coalition for TJ -v- Fairfax County School Board

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ACKNOWLEDGMENT OF DEPONENT

I, Glenn Miller, Designee, do hereby
acknowledge that I have read and examined the
foregoing testimony, and the same is a true, correct
and complete transcription of the testimony given by
me and any corrections appear on the attached Errata
sheet signed by me.

11/30/2021

(Date)



(Signature)

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